

84TH CONGRESS
2D SESSION

S. 3607

IN THE SENATE OF THE UNITED STATES

APRIL 11 (legislative day, APRIL 9), 1956

Mr. McCLELLAN introduced the following bill; which was read twice and referred to the Committee on Government Operations

A BILL

To amend the Federal Register Act, as amended, so as to provide for the effectiveness and notice to the public of proclamations, orders, regulations, and other documents in a period following an attack or threatened attack upon the continental United States.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 5 of the Act of July 26, 1935, as amended (49
4 Stat. 501; 44 U. S. C. 305) is amended by adding the fol-
5 lowing new subsection.

6 (c) In the event of an attack or threatened attack upon
7 the continental United States, by air or otherwise, and a
8 determination by the President that as a result of such attack

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1 or threatened attack (i) publication of the Federal Register
2 or filing of documents with the Division is impracticable, or
3 (ii) under existing conditions publication in the Federal
4 Register would not serve to give appropriate notice to the
5 public of the contents of documents, the President may, with-
6 out regard to the provisions of this Act or of the Administra-
7 tive Procedure Act (60 Stat. 237), or of any other provi-
8 sion of law, suspend all or any part of the requirements of
9 law or regulation for filing with the Division or publication
10 in the Federal Register of all or any documents or classes of
11 documents. Such suspensions shall remain in effect until
12 revoked by the President, or by concurrent resolution of the
13 Congress. The President shall establish such alternate sys-
14 tems for promulgating, filing, or publishing documents or
15 classes of documents affected by such suspensions, including
16 requirements relating to their effectiveness or validity, as
17 may be deemed under the then existing circumstances practi-
18 cable to provide public notice of the issuance and of the con-
19 tents of such documents. Such alternate systems may, with-
20 out limitation, make provision for the use of regional or spe-
21 cialized publications or depositories for documents, or of the
22 press, the radio, or similar media of general communication.
23 Compliance with such alternate systems of filing or publica-
24 tion shall have the same force and effect as filing with the
25 Division or publication in the Federal Register pursuant to

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1 the provisions of this or of any other Act, or of any regula-
2 tion. With respect to documents promulgated under such
3 alternate systems, each agency shall preserve the original
4 and two duplicate originals or two certified copies thereof
5 for filing with the Division when the President determines
6 that it is practicable to do so.

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